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15 **Attorneys for Plaintiff, MESA/BOOGIE, LTD.**

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA

18 MESA/BOOGIE, LIMITED, a California
19 Corporation,

20 Plaintiff,

21 v.

22 BAD CAT AMPLIFIER CO., INC., a
23 California Corporation,

24 Defendant.

25 CASE NO. CV-08-00209-JF

26 [PROPOSED]

27 **ORDER GRANTING MOTION BY
28 MESA/BOOGIE, LTD. TO STRIKE
DEFENDANT'S AFFIRMATIVE DEFENSES**

Date: May 9, 2008

Time: 9:00 a.m.

Ctrm: 3, 5th Floor

The Honorable Jeremy Fogel

1 The Court, having considered the Motion to Strike Defendant's Affirmative Defenses
2 filed by plaintiff Mesa/Boogie, Ltd. ("Motion"), the Court **HEREBY ORDERS** as follows:

3 1) The Motion is **GRANTED**. Defendant's second, third and fourth affirmative
4 defenses are hereby **STRICKEN** with leave to amend.

5 2) Defendant shall have ten (10) days from the date of entry of this Order to file
6 a First Amended Answer with respect to the second, third and fourth affirmative defenses.

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8 **IT IS SO ORDERED.**

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10 Date: _____

11 _____
12 The Honorable Jeremy Fogel
13 United States District Judge
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